

Paul Hilf
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FILED
NOV - 6 2015
SUBANY BOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

United States District Court - Article III
Northern District of California
280 SOUTH FIRST ST. SAN JOSE, CALIFORNIA

Paul Hilf,

Case no.: CV15 – 03833 PSG

Claimant, Prosecutor

JUDICIAL NOTICE

v.

Notice of Motion and

Mathew Grasmuck,
Arthur Trujillo

**MOTION TO CLAIM AND EXERCISE
CONSTITUTIONAL RIGHTS and to
REQUIRE THE PRESIDING JUDGE
TO RULE ON THIS MOTION that ALL
PUBLIC OFFICERS OF THIS COURT,
ARE TO UPHOLD THESE RIGHTS**

Wrongdoers

COMES NOW Claimant Paul Hilf, and moves this Court, pursuant to oaths sworn by the presiding judge and the attending public officers:

1. To provide due process of law, pursuant to the First, Fourth, Fifth, Sixth, Seventh, Ninth, and Fourteenth Amendments of the Constitution of the United States of America, and pursuant to Article I, Sections 3(b)(4), 7, 15, and 19 of the California Constitution, as required by the aforementioned oaths taken by the presiding judge and attending court officers, in this matter;

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2 2. To provide equal protection under the law, as required by the National and state
3 Constitutions and pursuant to the referenced oaths;

4
5 3. To acknowledge and so rule that American Citizens, in the instant case, Paul Hilf, are
6 Sovereign in this Nation, and that government, and this Court, serve the American People
7 pursuant to: (A) the Constitution, specifically, the Bill of Rights; (B) powers authorized only
8 by the Constitution or laws in full compliance therewith, specifically, the Bill of Rights;
9 (C) *limited powers* delegated from the Constitution, which are derived from the People;
10 (D) oaths taken to uphold the Constitution.

11 4. To respect, protect and uphold the Rights of Paul Hilf, an American Citizen, one of the
12 People, in this matter, whose Rights are guaranteed in the National and state Constitutions,
13 pursuant to referenced oaths;

14
15 5. To acknowledge and uphold the Constitution of the United States of America as the
16 Supreme Law of this Court, in this matter, pursuant to the mandate, in Article I, Section 24,
17 and 26 of the California Constitution, that the National Constitution is the Supreme Law
18 of California;

19 6. To acknowledge and act in accordance with a United States Federal Court ruling, to
20 wit: "The claim and exercise of a Constitutional Right cannot be converted into a crime."
21 *Miller v. U.S. 230 F, 2d 286, 489*;

22
23 7. To acknowledge and so rule that this Court, and no other court or judge in California,
24 can issue a court order against an American Citizen, if that court and judge: (a) does not
25 provide due process of law; (b) does not provide equal protection under the law; (c) does
26 not respect and uphold the Constitutional Rights of American Citizens, and in the instant
27 case, the Rights of Paul Hilf, pursuant to the guarantees in the Constitution of the United
28 States of America and the Republic of California ;

1
2 **8.** To acknowledge that this Court, and no other court or judge in California, can act so
3 as to deny the powers of the National and state Constitutions, and that lack of Constitutional
4 authority or compliance precludes any action and voids any ruling by this Court.

5
6
7 **9.** To honor, uphold and abide by the oaths taken by the presiding judge and attending
8 court officers, pursuant to the Constitution of the United States of America, and the
9 Constitution of the Republic of California.

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13 **Wherefore** Claimant Paul Hilf respectfully moves this court to grant this Motion for the
14 aforesaid reasons.

15
16 Respectfully submitted,

17 Date Nov. 6, 2015

18 x



19 Paul Hilf
20 267 Los Palmos Way
21 San Jose, California
22 paulhlf@yahoo.com
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CERTIFICATE OF SERVICE

I, Paw Hif, the undersigned, hereby declare that I
 red a true and correct copy of this document, titled:

Judicial Notice - Motion to Clarify and Exercise Constit. Rights

In person, or by prepaid postage via first class U.S. Mail, to all parties addressed as follows and listed below:

- | | |
|---|---|
| 1) Matthew Grasmuck
c/o CHP San Jose Area
2020 Junction Ave.
San Jose, California [95131] | 2) Arthur Trujillo
c/o San Jose Towing
395 Umbarger Road
San Jose, California [95111] |
| 3) Clerk – U.S. District Court
280 South First Street
San Jose, California [95113] | |

I declare, under penalty of perjury, that the foregoing is true and correct.

Dated: Nov. 6, 2015

Signed: 